

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF OKLAHOMA

**PLAINTIFFS' RESPONSE TO DEFENDANT MARLOW'S MOTION TO QUASH**

Plaintiffs, and each of them, submit the following response to the motion to quash for insufficient service filed by Defendant Eric Marlow (“Marlow”) [Docket No. 8], and further state as follows:

1. Service was attempted at the 1513 Dakota, Norman, Oklahoma, residence because that was the information that Plaintiffs had as the last known address for Marlow.

2. However, rather than argue whether service was initially proper, Plaintiffs' counsel has communicated with Marlow's counsel, who has graciously agreed to accept service of this suit on behalf of his client.

3. Therefore, Plaintiffs have requested an Alias Summons for Marlow with his attorney's address, and will serve Marlow with the Amended Complaint through his counsel via certified mail. After receipt of the certified mail return receipt, Plaintiffs will file an Affidavit of Service alerting this Court and all other parties that service of Marlow through his counsel was accomplished.

WHEREFORE, Plaintiffs respectfully request that this Court find as moot Defendant Marlow's motion to quash [Docket No. 8], as Plaintiffs will make efforts to serve Marlow through his counsel.

Dated this 2<sup>nd</sup> day of March, 2011.

Respectfully submitted,

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**CERTIFICATE OF MAILING**

This is to certify that on this 2<sup>nd</sup> day of March, 2011, a true and correct copy of the above and foregoing was e-mailed through the Western District Court Clerk's office to the following counsel of record:

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